

**UNITED STATES DISTRICT COURT
IN THE WESTERN DISTRICT OF VIRGINIA
Harrisonburg Division**

**THOMAS DOMONOSKE,
Individually and on behalf others similarly situated,**

Plaintiff,

v.

**Case No. 05:08-CV-00066
Hon. Samuel G. Wilson**

BANK OF AMERICA, N.A.,

Defendant.

**VICTOR RIVERA,
Individually and on behalf others similarly situated,**

v.

**Case No. 05:09-CV-00080
Hon. Samuel G. Wilson**

BANK OF AMERICA, N.A.,

Defendant.

**PLAINTIFFS' MOTION FOR AWARD OF
ATTORNEYS' FEES, COSTS AND INCENTIVE AWARDS**

COME NOW the Plaintiffs, by counsel, and in pursuant to Fed. R. Civ. P. 23 and 54, the move the Court for an award of attorneys fees, costs and incentive awards as more fully stated in their accompanying Memorandum.

Respectfully Submitted

THOMAS DOMONOSKE

By: Counsel

s/ Leonard A. Bennett

Leonard A. Bennett (VSB # 37523)
Consumer Litigation Associates, P.C.
12515 Warwick Boulevard, Suite 100
Newport News, Virginia 23606

Telephone: (757) 930-3660

Facsimile: (757) 930-3662

lenbennett@cox.net

s/ by consent Ian B. Lyngklip

Ian B. Lyngklip P47173
Attorney For Thomas Domonoske
24500 Northwestern Highway, Ste. 206
Southfield, Ian B. Lyngklip 48075

Telephone: (248) 208-8864

Facsimile: (248) 208-9073

IanLyngklip@Att.Net

s/ by consent Timothy Earl Cupp

Timothy Earl Cupp (VSB #23017)
Cupp & Cupp, P.C.
Attorney For Thomas Domonoske
PO Box 589

Harrisonburg, VA 22801

Telephone: (540) 432-9988

Facsimile: (540) 432-9557

cupplaw@comcast.net

s/ by consent, Matthew J. Erausquin

Matthew J. Erausquin (VSB # 65434)
Consumer Litigation Associates, P.C.
1800 Diagonal Road, Suite 600
Alexandria, Virginia 22314

Telephone: (703) 273-7770

Facsimile: (888) 892-3512

matt@clalegal.com

Certificate of Service

I hereby certify that on February 3, 2011, I electronically filed the foregoing Motion with the Clerk of the Court and served this document on the following parties:

Party

John Trocki
Morrison & Foerster LLP
Attorney For Bank of America, N.A.
1650 Tysons Blvd., Suite 300
Maclean, VA 22102
Phone: 703-760-7720
Email: jtrocki@mofo.com

Manner Served
Electronically via the CM/ECF System

Michael Agoglia
Morrison & Foerster LLP
Attorney For Bank of America, N.A.
425 Market Street
San Francisco, CA 94105-2482
Phone: 425-268-7000
Email: magoglia@mofo.com

Electronically via the CM/ECF System

Respectfully Submitted,

s/ Leonard A. Bennett
Leonard A. Bennett (VSB # 37523)
Consumer Litigation Associates, P.C.
12515 Warwick Boulevard, Suite 100
Newport News, Virginia 23606
Telephone: (757) 930-3660
Facsimile: (757) 930-3662
lenbennett@cox.net

Dated: February 3, 2011